

SEP 10 2010

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. DUDLEY, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

ROBERT A. UNGER,  
Plaintiff,

v.

SHERIFF TONY ROPER, et al.,  
Defendants.

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Civil Action No. 7:10-cv-00396

ORDER

By: Hon. James C. Turk  
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that the complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C. § 1915A(b)(1), and  
the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum  
opinion to the plaintiff.

ENTER: This 10<sup>th</sup> day of September, 2010.

*[Signature]*  
Senior United States District Judge